## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ELIZABETH ESTEY, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,

Defendants.

Case No. 07-CV-10268 (LBS)

(Additional captions on the next page]

NOTICE OF MOTION TO ADMIT MARC I. MACHIZ PRO HAC VICE MARY GIDARO, individually and on behalf of ) all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.

STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.

COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.

NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES )
1-20.

Defendants.

TARA MOORE, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,

Defendants.

Case No. 07-CV-10273 (LBS)

Case No. 07-CV-10398 (DC)

GREGORY YASHGUR, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.

STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.

COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.

NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES )
1-20.

Defendants.

CHRISTINE DONLON, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,

Defendants.

Case No. 07-CV-10569 (JSR)

Case No. 07-CV-10661 (CM)

CARL ESPOSITO, individually and on behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-10687 (JGK) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20,Defendants. SEAN SHAUGHNESSEY, individually and on ) behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-10710 (GEL) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants.

BARBARA BOLAND and ANNA MOLIN, individually and on behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-11054 (MGC) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants.

PLEASE TAKE NOTICE that upon the annexed Declaration of Lynda J. Grant, the Affidavit of Marc I. Machiz and the Certificate of Good Standing annexed thereto, the undersigned will move this Court, before the Honorable Leonard B. Sand on a date to be determined by the Court, in the United States Courthouse, 500 Pearl Street, Courtroom 15A,

New York, New York 10007, for an Order (attached hereto), pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern District and Eastern Districts of New York, admitting Marc I. Machiz *pro hac vice*.

Dated: January 28, 2008

Respectfully submitted,

ynda J. Grant (LG-4784

COHEN, MYLSTEIN, HAUSFELD

& TOLL, P.L.L.C.

150 East 52<sup>nd</sup> Street, 30<sup>th</sup> Floor New York, New York 10022 (212) 838-7797

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ELIZABETH ESTEY, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.
STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.
COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.
NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES
1-20,

Defendants.

Deteridants.

(Additional captions on the next page]

Case No. 07-CV-10268 (LBS)

DECLARATION OF LYNDA J. GANT IN SUPPORT OF MOTION TO ADMIT COUNSEL PRO HAC VICE

MARY GIDARO, individually and on behalf of ) all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.

STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.

COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.

NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES
1-20,

Defendants.

TARA MOORE, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.
STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.
COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.
NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES
1-20,

Defendants.

Case No. 07-CV-10273 (LBS)

Case No. 07-CV-10398 (DC)

GREGORY YASHGUR, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.

STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.

COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.

NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES )
1-20,

Defendants.

CHRISTINE DONLON, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,

Defendants.

Case No. 07-CV-10569 (JSR)

Case No. 07-CV-10661 (CM)

CARL ESPOSITO, individually and on behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-10687 (JGK) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants. SEAN SHAUGHNESSEY, individually and on ) behalf of all others similarly situated, Plaintiffs, ٧. Case No. 07-CV-10710 (GEL) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants.

BARBARA BOLAND and ANNA MOLIN, individually and on behalf of all others similarly situated,	) ) )
Plaintiffs,	)
v.	) Case No. 07-CV-11054 (MGC)
MERRILL LYNCH & CO., INC., E.	) case No. 07-2 7-11034 (MGC)
STANLEY O'NEAL, CAROL T. CHRIST,	)
ARMANDO M. CODINA, VIRGIS W.	)
COLBERT, JILL K. CONWAY, ALBERTO	)
CRIBIORE, JOHN D. FINNEGAN, JUDITH	)
MAYHEW JONAS, DAVID K.	)
NEWBIGGING, AULANA L. PETERS,	)
JOSEPH W. PRUEHER, ANN N. REESE,	)
CHARLES O. ROSSOTTI, LOUIS DIMARIA,	)
PETER STINGI and JOHN AND JANE DOES	)
1-20, Defendants.	) ) -

### I, Lynda J. Grant, hereby declare as follows:

- 1. I am an attorney admitted to practice in the State of New York, and in the Southern and Eastern Districts of New York. I submit this Declaration in support of the motion to admit Marc I. Machiz to the United States District Court for the Southern District of New York *pro hac vice* for purposes of this action.
- 2. I agree to act as local counsel for Marc I. Machiz and to observe the Rules of this Court governing the conduct of attorneys.
- 3. Marc I. Machiz is a member in good standing of the Bar for the District of Columbia and Supreme Court of Pennsylvannia

For the foregoing reasons, it is respectfully requested that Marc I. Machiz be admitted pro hac vice to the United States District Court for the Southern District of New York for purposes of this action.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Dated: January 28, 2008

Respectfully submitted,

COHEN, MILSTEIN, HAUSFELD

& TOLD, P.L.L.C.

Lynda J. Grant (LG-478/4)

150 East 52<sup>nd</sup> Street, 30<sup>th</sup> Floor

New York, New York 10022

(212) 838-7797

(212) 838-7745 (fax)

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ELIZABETH ESTEY, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

Merrill Lynch & Co., Inc., E. Stanley O'Neal, Carol T. Christ, Armando M. Codina, Virgis W. Colbert, Jill K. Conway, Alberto Cribiore, John D. Finnegan, Judith Mayhew Jonas, David K. Newbigging, Aulana L. Peters, Joseph W. Prueher, Ann N. Reese, Charles O. Rossotti, Louis DiMaria, Peter Stingi and John and Jane Does 1-20,

Defendants.

Case No. 07-CV-10268 (LBS)

DECLARATION OF MARC I.
MACHIZ IN SUPPORT OF
MOTION TO ADMIT COUNSEL
PRO HAC VICE

)
) )
) ) )
Case No. 07-CV-10273 (LBS) ) ) ) ) ) ) ) )
) ) ) )
) )
Case No. 07-CV-10398 (DC)  Case No. 07-CV-10398 (DC)  Case No. 07-CV-10398 (DC)

GREGORY YASHGUR, individually and on behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-10569 (JSR) Merrill Lynch & Co., Inc., E. Stanley O'Neal, Carol T. Christ, Armando M. Codina, Virgis W. Colbert, Jill K. Conway, Alberto Cribiore, John D. Finnegan, Judith Mayhew Jonas, David ) K. Newbigging, Aulana L. Peters, Joseph W. Prueher, Ann N. Reese, Charles O. Rossotti, Louis DiMaria, Peter Stingi and John and Jane Does 1-20. Defendants. CHRISTINE DONLON, individually and on behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-10661 (CM) Merrill Lynch & Co., Inc., E. Stanley O'Neal, Carol T. Christ, Armando M. Codina, Virgis W. Colbert, Jill K. Conway, Alberto Cribiore, John D. Finnegan, Judith Mayhew Jonas, David K. Newbigging, Aulana L. Peters, Joseph W. Prueher, Ann N. Reese, Charles O. Rossotti, Louis DiMaria, Peter Stingi and John and Jane Does 1-20, Defendants.

CARL ESPOSITO, individually and on behalf of all others similarly situated,	) )
Plaintiffs,	) ) )
v.	) )
Merrill Lynch & Co., Inc., E. Stanley O'Neal, Carol T. Christ, Armando M. Codina, Virgis W. Colbert, Jill K. Conway, Alberto Cribiore, John D. Finnegan, Judith Mayhew Jonas, David K. Newbigging, Aulana L. Peters, Joseph W. Prueher, Ann N. Reese, Charles O. Rossotti, Louis DiMaria, Peter Stingi and John and Jane Does 1-20,  Defendants.	Case No. 07-CV-10687 (JGK)  Case No. 07-CV-10687 (JGK)  Case No. 07-CV-10687 (JGK)
sean shaughnessey, individually and on behalf of all others similarly situated,	) ) )
Plaintiffs,	)
v.	)
Merrill Lynch & Co., Inc., E. Stanley O'Neal, Carol T. Christ, Armando M. Codina, Virgis W. Colbert, Jill K. Conway, Alberto Cribiore, John D. Finnegan, Judith Mayhew Jonas, David K. Newbigging, Aulana L. Peters, Joseph W. Prueher, Ann N. Reese, Charles O. Rossotti, Louis DiMaria, Peter Stingi and John and Jane Does 1-20,  Defendants.	)

BARBARA BOLAND, individually and on behalf of all others similarly situated,	) )
Plaintiffs,	) )
v.	)
Merrill Lynch & Co., Inc., E. Stanley O'Neal, Carol T. Christ, Armando M. Codina, Virgis W. Colbert, Jill K. Conway, Alberto Cribiore, John D. Finnegan, Judith Mayhew Jonas, David K. Newbigging, Aulana L. Peters, Joseph W. Prueher, Ann N. Reese, Charles O. Rossotti, Louis DiMaria, Peter Stingi and John and Jane Does 1-20,  Defendants.	Case No. 07-CV-11054 (MGC)  )  1)  1)  )  )  )
	)
	)

- 1. I am an attorney with the law firm of Cohen, Milstein, Hausfeld & Toll, P.L.L.C.
- 2. I submit this Declaration in support of the motion of Lynda J. Grant for my admission to practice *pro hac vice* in the above captioned matter.
- 3. As shown in the Certificate of Good Standing annexed hereto as Exhibit 1, I am a member in good standing of the Bar of the State of Pennsylvania, admitted June 11, 2004, Bar No. 92570.
- 4. There are no pending disciplinary proceedings against me in any State or Federal Court.
- 5. Wherefore, your declarant respectfully submits that he be permitted to appear as counsel and advocate *pro hac vice* in the above captioned cases.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Dated January 25, 2008

Marc I. Machiz

Cohen, Milstein, Hausfeld & Toll, P.L.L.C.

One South Broad Street, Suite 1850

Philadelphia, PA 19107 Phone: (215) 825-4016

Fax: (215) 825-4001

### United States District Court for the District of Columbia CLERK'S OFFICE 333 Constitution Avenue, NW Washington, DC 20001

### I, NANCY M. MAYER-WHITTINGTON, Clerk of the United States

District Court for the District of Columbia, do hereby certify that:

#### MARC I. MACHIZ

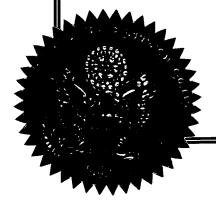
was, on the 1st day of April A.D. 1985 admitted to practice as an Attorney at Law at the Bar of this Court, and is, according to the records of this Court, a member of said Bar in good standing.

In Testimony Whereof, I hereunto subscribe my name and affix the seal of said Court in the City of Washington this 10<sup>th</sup> day of January A.D. 2008.

NANCY M. MAYER-WHITTINGTON, CLERK

By:

Deputy Clerk





Supreme Court of Pennsylvania

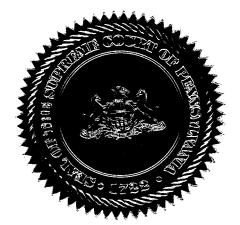
### **CERTIFICATE OF GOOD STANDING**

Marc I. Machiz, Esq.

#### **DATE OF ADMISSION**

June 11, 2004

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal Dated: January 10, 2008

Patricio A. Johnson Chief Clerk

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ELIZABETH ESTEY, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.
STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.
COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.
NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES
1-20,

Defendants.

(Additional captions on the next page]

Case No. 07-CV-10268 (LBS)

[PROPOSED] ORDER GRANTING APPLICATION OF MARC I. MACHIZ FOR ADMISSION PRO HAC VICE

PETER STINGI and JOHN AND JANE DOES

Defendants.

1-20,

MARY GIDARO, individually and on behalf of) all others similarly situated, Plaintiffs, v. Case No. 07-CV-10273 (LBS) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants. TARA MOORE, individually and on behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-10398 (DC) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA,

Case No. 07-CV-10661 (CM)

GREGORY YASHGUR, individually and on behalf of all others similarly situated, Plaintiffs, v. MERRILL LYNCH & CO., INC., E. Case No. 07-CV-10569 (JSR) STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants. CHRISTINE DONLON, individually and on behalf of all others similarly situated, Plaintiffs, v.

MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,

Defendants.

CARL ESPOSITO, individually and on behalf of all others similarly situated, Plaintiffs, v. MERRILL LYNCH & CO., INC., E. Case No. 07-CV-10687 (JGK) STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants. SEAN SHAUGHNESSEY, individually and on ) behalf of all others similarly situated, Plaintiffs, v. MERRILL LYNCH & CO., INC., E. Case No. 07-CV-10710 (GEL) STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants.

BARBARA BOLAND and ANNA MOLIN, individually and on behalf of all others similarly situated,	) ) )
Plaintiffs,	) )
v.	) )
<b></b>	) Case No. 07-CV-11054 (MGC)
MERRILL LYNCH & CO., INC., E.	)
STANLEY O'NEAL, CAROL T. CHRIST,	)
ARMANDO M. CODINA, VIRGIS W.	)
COLBERT, JILL K. CONWAY, ALBERTO	)
CRIBIORE, JOHN D. FINNEGAN, JUDITH	)
MAYHEW JONAS, DAVID K.	)
NEWBIGGING, AULANA L. PETERS,	)
JOSEPH W. PRUEHER, ANN N. REESE,	)
CHARLES O. ROSSOTTI, LOUIS DIMARIA,	•
PETER STINGI and JOHN AND JANE DOES	)
1-20,	)
Defendants.	)

This matter coming before the Court by Motion submitted by Lynda J. Grant, seeking the admission of Marc I. Machiz to the United States District Court for the Southern District of New York pro hac vice for purposes of this action, and the Court having considered the Declaration of Marc I. Machiz submitted in support thereof, and for good cause shown,

> IT IS ON this \_\_\_\_\_\_, 2008, ORDERED that:

Marc I. Machiz is hereby granted admission pro hac vice to the United 1. States District Court for the Southern District of New York, for the purpose of appearing in this action, pursuant to Rule 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York;

- 2. Marc I. Machiz is required to abide by and is subject to the Local Rules of the United States District Court for the Southern District of New York; and
- 3. Marc I. Machiz is required to notify the Court immediately of any matter that affects his standing at the Bar of any court.

United States District Judge

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ELIZABETH ESTEY, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,

Defendants.

Case No. 07-CV-10268 (LBS)

**CERTIFICATE OF SERVICE** 

MARY GIDARO, individually and on behalf of ) all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E.

STANLEY O'NEAL, CAROL T. CHRIST,
ARMANDO M. CODINA, VIRGIS W.

COLBERT, JILL K. CONWAY, ALBERTO
CRIBIORE, JOHN D. FINNEGAN, JUDITH
MAYHEW JONAS, DAVID K.

NEWBIGGING, AULANA L. PETERS,
JOSEPH W. PRUEHER, ANN N. REESE,
CHARLES O. ROSSOTTI, LOUIS DIMARIA,
PETER STINGI and JOHN AND JANE DOES )
1-20,

Defendants.

TARA MOORE, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,

Defendants.

Case No. 07-CV-10273 (LBS)

Case No. 07-CV-10398 (DC)

PETER STINGI and JOHN AND JANE DOES

Defendants.

1-20,

GREGORY YASHGUR, individually and on behalf of all others similarly situated, Plaintiffs, v. MERRILL LYNCH & CO., INC., E. Case No. 07-CV-10569 (JSR) STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, ) PETER STINGI and JOHN AND JANE DOES ) 1-20, Defendants. CHRISTINE DONLON, individually and on behalf of all others similarly situated, Plaintiffs, v. Case No. 07-CV-10661 (CM) MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA,

of all others similarly situated,	)
Plaintiffs,	)
v.	)
MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20,	
Defendants.	, )
SEAN SHAUGHNESSEY, individually and on behalf of all others similarly situated,  Plaintiffs,	) ) ) )
v.	) )
MERRILL LYNCH & CO., INC., E. STANLEY O'NEAL, CAROL T. CHRIST, ARMANDO M. CODINA, VIRGIS W. COLBERT, JILL K. CONWAY, ALBERTO CRIBIORE, JOHN D. FINNEGAN, JUDITH MAYHEW JONAS, DAVID K. NEWBIGGING, AULANA L. PETERS, JOSEPH W. PRUEHER, ANN N. REESE, CHARLES O. ROSSOTTI, LOUIS DIMARIA, PETER STINGI and JOHN AND JANE DOES 1-20, Defendants.	,

BARBARA BOLAND and ANNA MOLIN, individually and on behalf of all others similarly situated,	) ) )
Plaintiffs,	)
v.	) )
	) Case No. 07-CV-11054 (MGC)
MERRILL LYNCH & CO., INC., E.	)
STANLEY O'NEAL, CAROL T. CHRIST,	)
ARMANDO M. CODINA, VIRGIS W.	)
COLBERT, JILL K. CONWAY, ALBERTO	)
CRIBIORE, JOHN D. FINNEGAN, JUDITH	)
MAYHEW JONAS, DAVID K.	)
NEWBIGGING, AULANA L. PETERS,	)
JOSEPH W. PRUEHER, ANN N. REESE,	)
CHARLES O. ROSSOTTI, LOUIS DIMARIA,	)
PETER STINGI and JOHN AND JANE DOES	
1-20,	<u>'</u>
Defendants.	)
	)

### **CERTIFICATE OF SERVICE**

I, Theresa Graham, hereby certify that I am over the age of 18, and am employed by the Law Firm of Cohen, Milstein, Hausfeld & Toll, P.L.L.C. On this 28th day of January, 2008, I caused true and accurante copies of the foregoing Notice of Motion to Admit Marc I. Machiz Pro Hac Vice, Declaration of Lynda J. Grant in Support of Motions to Admit Counsel Pro Hac Vice, Declaration of Marc I. Machiz in Support of Motion to Admit Counsel Pro Hac Vice and the Certificates of Good Standing attached thereto, and Proposed Order for Admission Pro Hac Vice on Written Motion, via First-Class mail, upon the following counsel of record:

Paul Blakenstein, Esq. Gibson, Dunn & Crutcher, LLP 1050 Connecticut Aenue, N.W. Washington, DC 20036-5306	William Edward Bernarduci, Esq. Robert A. Izard, Esq. Schatz Nobel Izard P.C. 20 Church Street, Suite 1700 Hartford, CT 06103
Representing Defendants E. Stanley O'Neal, Carol T. Christ, Armando M. Codina, Virgis W. Colbert, Jill K. Conway, Alberto Cribiore, John D. Finnegan, Judith Mayhew Jonas, David K. Newbigging, Aulana L. Peters, Joseph W. Prueher, Ann N. Reese, Charles O. Rossotti, Louis Dimaria, and Peter Stingi	Representing Sean Shaugnessey
Robert I. Harwood, Esq.	Katherine B. Bornstein, Esq.
Samuel Kenneth Rosen, Esq.	Edward W. Ciolko, Esq.
Harwood Feffer LLP	Joseph H. Meltzer, Esq.
488 Madison Avenue, 8 <sup>th</sup> Floor	Joseph A. Weeden, Esq.
New York, NY 10022	Schiffrin, Barroway, Topaz & Kessler, LLP
	280 King of Prussia Road
Representing Christine Donlon	Radnor, PA 19087
	Representing Elizabeth Estey and Tara Moore

Ralph M. Stone, Esq.	Jay B. Kasner, Esq.
Thomas G. Ciarlone, Jr., Esq.	Skadden, Arps, Slate, Meagher & Flom LLP
Amanda C. Scuder, Esq.	Four Times Square
Shalov Stone Bonner & Rocco, LLP	New York, NY 10036
485 Seventh Avenue, Suite 1000	
New York, NY 10018	Representing Merrill Lynch & Co.
Representing Mary Gidaro	
Edwin J. Mills, Esq.	Curtis V. Trinko, Esq.
Stull Stull & Brody	Wai Kin Chan, Esq.
6 East 4 <sup>th</sup> Street, 5 <sup>th</sup> Floor	Law Office of Curtis V. Trinko, LLP
New York, NY 10017	16 West 46 <sup>th</sup> Street, 7 <sup>th</sup> Floor
	New York, NY 10036
Representing Gregory Yashgur	
	Representing Elizabeth Estey and Tara Moore

Theresa Graham